

# REQUEST FOR COUNCIL ACTION

MEETING

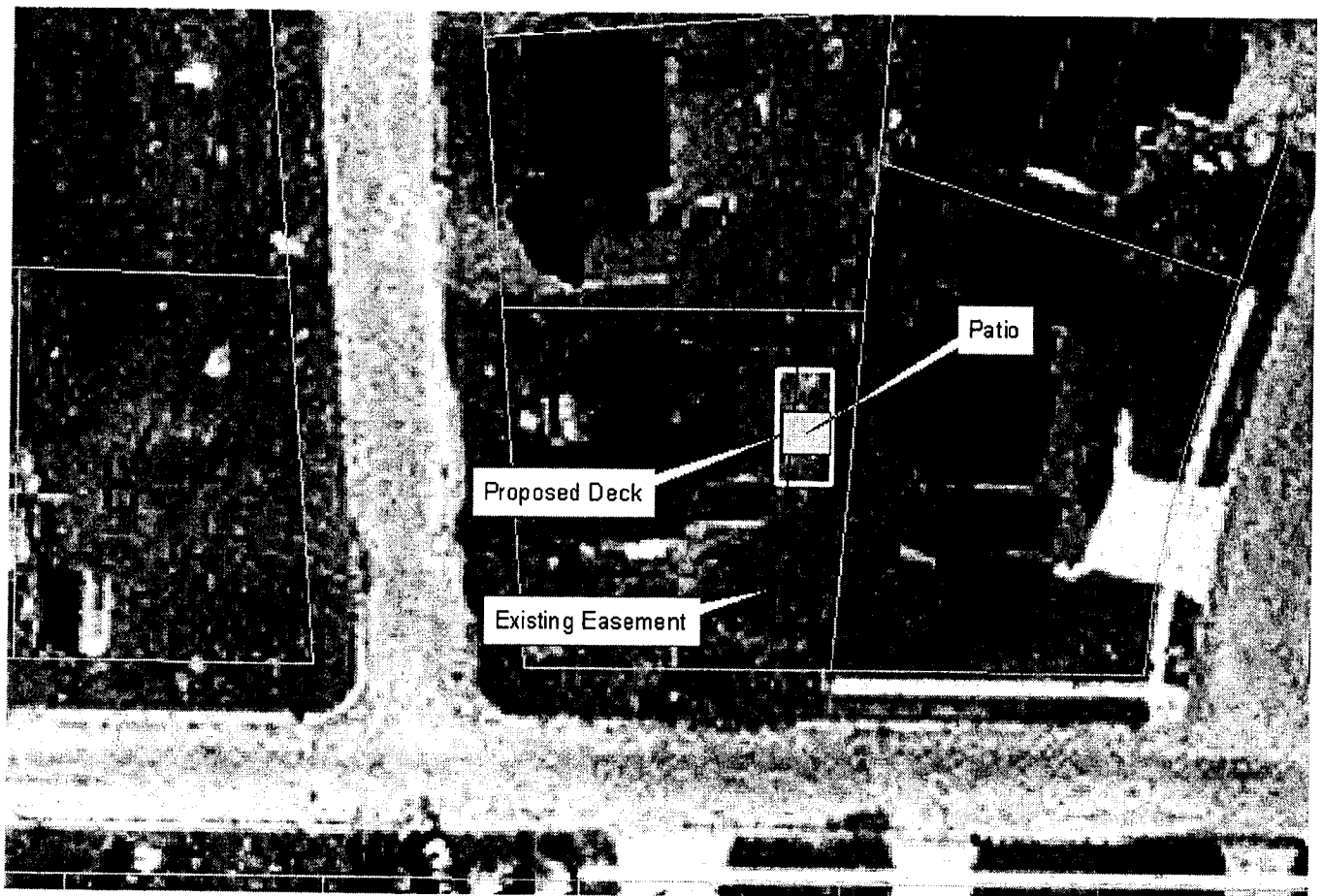
DATE: 9/15/03

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AGENDA SECTION: CONSENT AGENDA	ORIGINATING DEPT: Public Works	ITEM NO. D-20
ITEM DESCRIPTION: Revocable Permit: Placement of Patio and Deck with a public Drainage easement	PREPARED BY: M. Nigbur	

The Owners of Lot 1 Block 2 Emerald Hills 3<sup>rd</sup> Subdivision has requested the City issue a revocable permit for the placement of a deck and for the existing patio lying within a 20 feet wide drainage easement along the rear of the lots of Rosemary Lane NE. The owner's home was designed such that easement was not considered for the deck or patio placement. The proposed encroachment would not interfere with the daily operation of the storm sewer/drainage in the area. Then encroachments may need to be removed in the event of storm sewer reconstruction (the owner is aware of this future potential).

Staff has reviewed the request and would recommend in favor of granting a Revocable Permit. The owners have executed a Revocable Permit which includes the standard language for revocation and liability protection for the City.



## COUNCIL ACTION REQUESTED:

Authorize the Mayor and City Clerk to execute the revocable permit with Rakesh Soni to allow the placement of patio and deck within a public easement on Lot 1 Block 2 Emerald Hills 3<sup>rd</sup> Subdivision.

COUNCIL ACTION: Motion by: \_\_\_\_\_ Second by: \_\_\_\_\_ to: \_\_\_\_\_

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